

(Rev. 03/06/07)

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF MISSISSIPPI**

In Re: Samuel M Brothers and Lora Brothers
Debtor(s)

Bankruptcy Case No.: 10-10518-NPO

Locke D. Barkley, Trustee for the Bankruptcy Estate of
Samuel M. Brothers and Lora Brothers
Plaintiff(s)

Adversary Proceeding No. 11-01006-NPO

vs.

Trustmark National Bank; BAC Home Loans Servicing,
L.P., Individually and as Servicer for The Bank of New
York Mellon Trust Co., N.A., as Trustee for
Certificateholders of CWMBS 2005-R1; and The Bank of
New York Mellon Trust Co., N.A., Individually and as
Trustee for Certificateholders of CWMBS 2005-R1
Defendant(s)

SUMMONS IN AN ADVERSARY PROCEEDING

YOU ARE SUMMONED and required to submit a motion or answer to the complaint which is attached to this summons to the clerk of the bankruptcy court within 30 days after the date of issuance of this summons, except that the United States and its offices and agencies shall submit a motion or answer to the complaint within 35 days.

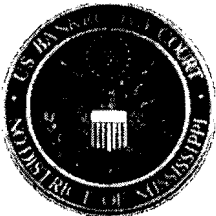
David J. Puddister, Clerk of Court
U.S. Bankruptcy Court
Northern District of Mississippi
Cochran U.S. Bankruptcy Courthouse
703 Highway 145 North
Aberdeen, MS 39730

At the same time, you must also serve a copy of the motion or answer upon the plaintiff's attorney.

W. Jeffrey Collier
Post Office Box 55829
Jackson, MS 39296-5829

If you make a motion, your time to answer is governed by Bankruptcy Rule 7012.

**IF YOU FAIL TO RESPOND TO THIS SUMMONS, YOUR FAILURE WILL BE DEEMED TO BE YOUR
CONSENT TO ENTRY OF A JUDGMENT BY THE BANKRUPTCY COURT AND JUDGMENT BY
DEFAULT MAY BE TAKEN AGAINST YOU FOR THE RELIEF DEMANDED IN THE COMPLAINT.**



(Seal of the U.S. Bankruptcy Court)
Date of Issuance: 1/11/11

s/ David J. Puddister
Clerk of the Bankruptcy Court

CERTIFICATION OF SERVICE

I, Sandy Smith, certify that I am, and at all times during the service of process was, not less than 18 years of age and not a party to the matter concerning which service of process was made. I further certify that the service of this summons and a copy of the complaint was made on BAC Home Loans Servicing, LP by:

☒ Mail service: Regular, first class United States mail, postage fully pre-paid addressed to:
CT Corporation Systems
350 North St. Paul Street, Suite 2900
Dallas, TX 75201-4234

☐ Personal Service: By leaving the process with defendant or with an officer or agent of defendant at:

☐ Residence Service: By leaving the process with the following adult at:

☐ Publication: The defendant was served as follows: (Describe briefly)

☐ State Law: The defendant was served pursuant to the laws of the State of _____, as follows: (Describe briefly)

Under penalty of perjury, I declare that the foregoing is true and correct.

January 12, 2011
Date

Sandy Smith
Signature

Print Name <u>Sandy Smith</u>		
Business Address <u>Office of Locke D. Barkley, Ch 13 Trustee</u> <u>Post Office Box 55829</u>		
City <u>Jackson</u>	State <u>MS</u>	Zip <u>39296-5829</u>